

**United States Court of Appeals
for the Eighth Circuit**

**A.D. Smith; Herman Privett;
Lillie Burnette; L.V. Applewhite;
Johnny Leon; James Leon;
Velma Metcalf; Brenda Summers;
Myrtle Jordan; Ethel Watson;
Lynette Duncan; Donna Henard;
Ruth Ward; Joann Thomas;
Arkansas Department of Education**

v. Case No. 13-1816

**Board of Education
of the Palestine-Wheatley School District;
Fred Johnson; Fred Cowan;
Harold Gore; Ransom Smith;
Ann Long; Greg Stewart;
Terrie McGraw; Donald Huckaby;
Brent Howtan;
St. Francis County Board of Education;
John Clifton,
Member of the St. Francis County Board of Education;
Bill Jayroe,
Member of the St. Francis County Board of Education,
Thomas McDaniel,
Member of the St. Francis County Board of Education;
Fairy A. Owens,
Member of the St. Francis County Board of Education;
Linda A. Wies,
Member of the St. Francis County Board of Education;
St. Francis County Election Commission;**

**Luther Lieblong,
Chairman of the St. Francis County Election Commission;**

**Kersh Hall,
Member of the St. Francis County Election Commission;**

**Steve Hollowell,
Member of the St. Francis County Election Commission;**

The Appellants' Notice of Intent to Proceed by Separate Appendix

Please take notice that the Appellants intend to file a Separate Appendix pursuant to 8th Cir. R. 30A(b)(3).

Respectfully submitted,

/s/ John W. Walker

Ark. Sup. Ct. Reg. No. 64046

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Certificate of Service

We certify that on April 30, 2013, we electronically filed this APPELLANTS' NOTICE OF INTENT TO PROCEED BY SEPARATE APPENDIX with the Clerk of the Court for the United States Court of Appeals for the Eighth Circuit by using the CM/ECF system. We certify that all participants in the case are registered CM/ECF users and that service will be accomplished by the CM/ECF system.

/s/ John W. Walker

John W. Walker

/s/ Terrence Cain

Terrence Cain